

DOCKETED

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| Docket Number: | 16-RPS-02 |
| Project Title: | Appeal by Los Angeles Department of Water & Power re Renewables Portfolio Standard Certification Eligibility |
| TN #: | 211995 |
| Document Title: | Notice of Committee Status Conference |
| Description: | The Committee Status Conference will be held on July 13, 2016 beginning at 1:00 p.m. at the California Energy Commission. 1516 Ninth Street, Sacramento, CA 95814 |
| Filer: | Cody Goldthrite |
| Organization: | California Energy Commission |
| Submitter Role: | Committee |
| Submission Date: | 6/28/2016 9:01:13 AM |
| Docketed Date: | 6/28/2016 |



**BEFORE THE ENERGY RESOURCES CONSERVATION AND DEVELOPMENT
COMMISSION OF THE STATE OF CALIFORNIA
1516 NINTH STREET, SACRAMENTO, CA 95814
1-800-822-6228 – WWW.ENERGY.CA.GOV**

IN THE MATTER OF:

***Appeal by LADWP re
RPS Certification or Eligibility***

DOCKET No. 16-RPS-02

NOTICE OF COMMITTEE STATUS CONFERENCE

PLEASE TAKE NOTICE that the Energy Commission Committee¹ (Committee) assigned to conduct proceedings on the Los Angeles Department of Water & Power (LADWP) Appeal regarding its Renewables Portfolio Standard (RPS) certifications or eligibility has scheduled a Committee Status Conference to discuss a schedule for consideration of the appeal, required party status conference statements, and other matters relating to the appeal, including any then pending motions or petitions on:

**July 13, 2016
Beginning at 1:00 p.m.
Art Rosenfeld Hearing Room (Hearing Room A)**

**California Energy Commission
1516 Ninth Street
Sacramento, CA 95814
(Map Attached)**

Parties and the Public may attend the meeting in person at the above location, or by telephone, computer, or mobile device using our “WebEx” conferencing system. For details on how to attend using WebEx, please see the instruction sheet attached to this Notice.

Background

On January 21, 2016, LADWP filed a Letter of Appeal² appealing the Executive Director’s decision denying LADWP’s Petition for Reconsideration of Energy Commission staff’s denial of LADWP’s Application for RPS certification for its

¹ The Committee consists of Chair Robert Weisenmiller, Presiding Member, and Commissioner David Hochschild, Associate Member. The full Energy Commission made this Committee assignment at an Energy Commission Business Meeting on June 14, 2016.

² TN 211752-1. This and all of the documents filed in the docket for this proceeding may be found by consulting the Docket Log at: <https://efiling.energy.ca.gov/Lists/DocketLog.aspx?docketnumber=16-RPS-02>

Scattergood, Harbor, Valley, and Haynes Generating Stations Using Biomethane from 2009 Shell and Atmos Contracts. The Energy Commission appointed the Committee to conduct hearings and other proceedings on the appeal and recommend a decision for consideration by the full Energy Commission.

Purpose of the Committee Status Conference

The Committee will conduct the Status Conference to assess the parties' readiness to proceed to hearings and determine an appropriate schedule for review and decision of the appeal. The Committee may also address any then-pending motions, petitions, and other requests that are ready for consideration.

As allowed by California Code of Regulations, title 20, section 1205, the Status Conference may be conducted by the Hearing Officer without either Commissioner being present.

Party Status Reports

To facilitate the discussions during the Committee Conference, the parties shall, no later than 5:00 p.m. on Friday, July 8, 2016, electronically file status reports containing at a minimum, the following information:

1. The *RPS Eligibility Guidebook* (Eighth Edition) states that “[a]ppeals will be considered...only upon a showing that factors other than those described in the *RPS Guidebook* were applied by the Energy Commission in denying or revoking RPS Certification.”

Include a discussion of whether principles of equity or any laws would prevent or prohibit the Committee and Commission from exercising its broad authority under Public Resources Code sections 25218 and 25218.5 to consider all of the arguments presented in the Letter of Appeal, including any arguments that might not be within the scope of the above-quoted language.

2. Describe, without advocacy or argument, each specific area of dispute between LADWP and staff and the nature of the dispute. For disputes regarding interpretation and application of law (including statutory construction issues), identify the particular regulations and statutes at issue as well as the applicable RPS Guidebook provisions, specifying the applicable edition. Also, indicate the areas of dispute for which expert witness testimony will or might be offered, including the purpose of such testimony.
3. A proposed schedule for this proceeding including additional Committee Status Conferences (if believed necessary), hearings, and pre- and/or post-hearing briefing.
4. In addition, LADWP is requested to describe any additional certification or eligibility appeals, motions, or requests that it currently expects to present to this Committee with estimated filing and review timeframes.

Closed Sessions

During the conference, the Committee may adjourn to a closed session in accordance with California Government Code section 11126, subdivision (c)(3), which allows a state body, including a delegated committee, to hold a closed session to deliberate on a decision to be reached in a proceeding the state body was required by law to conduct.

Public Participation and Public Adviser

Members of the public are welcome to attend and offer comments at the Committee Status Conference. Written comments may be submitted throughout the proceeding and should be electronically submitted to:

<https://efiling.energy.ca.gov/Ecomment/Ecomment.aspx?docketnumber=16-RPS-02>

Alternatively, written comments may be submitted by e-mailing them to docket@energy.ca.gov, or by U.S. Mail to:

California Energy Commission - Docket Unit
Docket Number 16-RPS-02
1516 Ninth Street, MS-4
Sacramento, CA 95814

For all written comments, please include the docket number and project name, "16-RPS-02; LADWP RPS Appeal," in the subject line and on the cover page.

PLEASE NOTE: Your written and oral comments, attachments, and associated contact information (e.g., your address, phone, e-mail, etc.) become part of the viewable public record. This information may also become available via search engines such as Google and Yahoo.

The Energy Commission's Public Adviser's Office is available to assist the public in understanding the proceedings and to facilitate meaningful participation. For assistance, contact Alana Mathews, Public Adviser, at (916) 654-4489 or (800) 822-6228, or by e-mail at publicadviser@energy.ca.gov.

If you have a disability and need assistance to participate in any events, contact Lourdes Quiroz no less than five days prior to the event at (916) 654-5146, or by e-mail at lou.quiroz@energy.ca.gov.

Information

Information regarding the status of the project, as well as committee notices, orders, and other relevant documents pertaining to this proceeding, may be found by consulting the Docket Log at:

<https://efiling.energy.ca.gov/Lists/DocketLog.aspx?docketnumber=16-RPS-02>

To receive an e-mail when notices and other new documents are filed in this proceeding, you may sign up for the List Server list "ladwp_appeal." Navigate to <http://www.energy.ca.gov/listservers/index.html>, provide your name and e-mail address and select the "ladwp_appeal" list under "Renewable Energy Lists."

Questions of a legal or procedural nature should be directed to Paul Kramer, Hearing Officer, at 916-654-5103, or by e-mail at paul.kramer@energy.ca.gov.

Media inquiries should be directed to the Media and Public Communications Office at (916) 654-4989 or by e-mail at mediaoffice@energy.ca.gov.

Dated: June 28, 2016, at Sacramento, California.

Original signed by

ROBERT B. WEISENMILLER
Chair and Presiding Member
LADWP Appeal Committee

Original signed by

DAVID HOCHSCHILD
Commissioner and Associate Member
LADWP Appeal Committee

INSTRUCTIONS FOR ATTENDING USING WEBEX WITH YOUR TELEPHONE, COMPUTER OR MOBILE DEVICE

| EVENT | DATE | MEETING NUMBER | PASSWORD |
|--------------------------------|--------------------------|-------------------|------------------|
| Committee Status Conference | July 13, 2016, 1:00 p.m. | 924 803 173 | None required |

Using Your Computer or Mobile Device:

1. Go to <https://energy.webex.com> and enter the above meeting number.
2. When prompted, enter your name, e-mail address, and the meeting password above.
3. After a moment, an Audio Conference Box will offer you a choice of audio connections:
 - a) To have WebEx call you back: Type your area code and phone number into the drop down box and click "Call Me" (Click on "Use Phone" if you do not see the drop down box.)
 - b) To call into the teleconference from your phone (if, for example, your phone is an extension or you are an international caller): Use the drop-down box to select "I will Call in" and follow the on-screen directions. Click "All global call-in numbers" if you need to look up an international call-in number.
 - c) To listen and talk over your computer: If you have the needed equipment and your computer is configured, click the "Call Using Computer" button. (You may need to click "Use Computer for Audio" to make the button visible.)

Telephone Only:

1. Call 1 (866) 469-3239 (toll-free in the U.S. and Canada). International Callers can select a global call-in number at <https://energy.webex.com/energy/globalcallin.php>.
2. When prompted enter the meeting number above.

Please be aware that WebEx audio and on-screen activity may be recorded. WebEx Technical Support is available at 1 (866) 229-3239.

**LADWP RPS Appeal
Committee Status Conference
July 13, 2016
Beginning at 1:00 p.m.
Art Rosenfeld Hearing Room (Hearing Room A)**

**California Energy Commission
1516 Ninth Street
Sacramento, CA 95814
(See Map Below)**

Meeting Agenda

1. Call to Order
2. Hearing on any pending motions
3. Committee Status Conference

- a. Status conference statements and case readiness for hearing
- b. Schedule and matters affecting the schedule

4. Public Comment

Members of the public and other interested persons and entities may speak up to three minutes on a matter appearing on this agenda.

5. Closed Session

Committee closed session consideration of the following items:

LADWP RPS Appeals, 16-RPS-02, and deliberation on matters for decision by the Committee such as pending motions and scheduling.

The Committee will adjourn to closed session in accordance with Government Code, section 11126, subdivision (c)(3), which allows a state body, including a delegated committee, to hold a closed session to deliberate on a decision to be reached in a proceeding the state body was required by law to conduct. The Committee may adjourn to a closed session at any point during the meeting and may conduct multiple closed sessions as necessary.

6. Adjourn

If you have any questions regarding this agenda, please contact: Paul Kramer, Hearing Officer, at 916-654-5103, or by e-mail at paul.kramer@energy.ca.gov.

**The LADWP RPS Appeal Status Conference
will be located at:**

**California Energy Commission
Art Rosenfeld Hearing Room (Hearing Room A)
1516 Ninth Street
Sacramento, CA 95814**

